



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION I

J.F. KENNEDY FEDERAL BUILDING, BOSTON, MASSACHUSETTS 02203-2211

December 30, 1988

Acushnet Co. Titleist Golf Div.
4 Slocum Street
New Bedford, MA 02741

CERTIFIED MAIL

EPA I.D. No.: MAD001025170

Dear Sir or Madam:

On November 25, 1988, the U.S. Environmental Protection Agency issued your Company an informational request letter under the authority of Section 3007 of the Resource Conservation and Recovery Act (RCRA), 42 U.S.C. Section 6927, and Section 104 of the Comprehensive Environmental Response, Compensation and Liability Act (CERCLA), 42 U.S.C. Section 9604. The purpose of that letter was to obtain information relative to the possibility of releases of hazardous wastes and constituents from your facility.

Responses to this letter were due within forty-five (45) days of your receipt of that letter.

While EPA's information gathering authority under RCRA Section 3007 extends to all facilities that manage or managed hazardous waste, the intent of our November 25, 1988 letter was to collect information about Solid Waste Management Units and other units at facilities qualifying for interim status, as defined under RCRA Section 3005, that treat, store (for 90 days or more), or dispose hazardous waste. Also intended were facilities which had interim status or should have had interim status as a result of their treatment, storage or disposal activities.

As directed in our November 25 correspondence, you are required to respond to the Request for Information. Persons who are able to demonstrate that their facility has, at no time since November 19, 1980, engaged in the treatment, storage (for 90 days or more) or disposal of hazardous waste may submit the Enclosed NON-FACILITY CERTIFICATION (Attachment A) as an alternative response to our Request for Information. EPA will review the Certification and determine if follow-up action is required.

You are also notified that if you opt for the alternative response and your response is considered incomplete or unsuccessful, you may be held responsible for failure to make a timely response to Request for Information.

Redaction

Your attention is also directed to changes to our November 25, 1988 letter. The definition of "Hazardous Substance", (Page 4, Item 6) is amended to read:

"Hazardous substance means (A) any substance designated pursuant to section 311(b)(2)(A) of the Clean Water Act, (B) any element, compound, mixture, solution, or substance designated pursuant to Section 102 of CERCLA, (C) any hazardous waste having the characteristics identified under or listed pursuant to Section 3001 of RCRA (but not including any waste the regulation of which under RCRA has been suspended by Act of Congress), (D) any toxic pollutant listed under Section 307(a) of the Clean Water Act, (E) any hazardous air pollutant listed under Section 112 of the Clean Air Act, and (F) any imminently hazardous chemical substance or mixture with respect to which the Administrator has taken action pursuant to Section 7 of the Toxic Substances Control Act.

The underlined portion of the above definition was not present in the original letter.

The additional information provided herein does not change your duty to respond to our information request. However, EPA has extended the deadline for your response to February 1, 1989. Any additional consideration for changes in submission deadline must be done in writing in a timely manner to my office.

Failure to respond fully and truthfully to this information request, or to adequately justify such failure to respond, within the established deadline can result in enforcement action by EPA pursuant to Section 104(e) of CERCLA, as amended, and/or Section 3008 of RCRA. Each of these statutes permits EPA to seek the imposition of penalties of up to twenty-five thousand dollars (\$25,000) for each day of continued noncompliance. Please be further advised that provision of false, fictitious, or fraudulent statements or representations may subject you to criminal penalties under 18 U.S.C. Section 1001 or Section 3008(d) of RCRA.

Should you have any questions relative to the above, please contact Ms. Nancy Smith at (617) 742-2659.

Sincerely yours,



Merrill S. Hohman, Director
Waste Management Division

Attachment

cc: William F. Cass, DEQE